

Application No. 10/815,142

REMARKS/ARGUMENTS

The Examiner's office actions are not understood by applicants' representative.

First, there is no indicated action on applicants' pending petition filed May 9, 2006.

Secondly, this is a new (divisional) application, not an application in which any claims were restricted out. The only restrictions were in prior applications, thus, it is respectfully submitted that simply refusing to examine any of the claims in this application is not a proper action or rejection. Applicants in a divisional application are not restricted to prosecuting only identical copies of previously restricted claims. If the examiner can substantiate why specific claims in the divisional are not subject to the protection of 35 USC §121 by any previous parent or grandparent restrictions [none of which restrictions have been specifically discussed in any detail in any office action in this divisional to date], it is respectfully submitted that the proper rejection after that substantiation would have been an obviousness-type double patenting rejection especially since there is no outstanding prior art or other rejection against any of the present claims. To expedite issuance, a Terminal Disclaimer is enclosed overcounting any such possible double patenting rejection.

No additional fee is believed to be required for this amendment. However, the undersigned Xerox Corporation attorney hereby authorizes the charging of any necessary fees, other than the issue fee, to Xerox Corporation Deposit Account No. 24-0025. This also constitutes a request for any needed extension of time and authorization to charge all fees therefor to Xerox Corporation Deposit Account No. 24-0025.

A telephone interview is respectfully requested with the Examiner and SPE prior to any further Office Action, i.e., if the Examiner has any remaining questions or issues to address after this paper. The undersigned can be reached at 585-423-3015 will be happy to discuss any Examiner-proposed amendments as may be appropriate.

Respectfully submitted,



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